

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

EMPLOYERS AND OPERATING
ENGINEERS LOCAL 520 PENSION
FUND, *et al.*,

Plaintiffs,

v.

CHAPMAN EXCAVATING &
CONCRETE CONSTRUCTION, INC.,

Defendant.

Case No. 07-cv-701-JPG

ORDER

This matter comes before the Court on the Stipulation of Dismissal (Doc. 17) pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) signed by all parties who have appeared in this case. Rule 41(a)(1)(A)(ii) allows dismissal by a plaintiff without a court order by filing such a stipulation. Therefore, the Court finds that this action is **DISMISSED without prejudice** and **DIRECTS** the Clerk of Court to enter judgment accordingly.

IT IS SO ORDERED.

DATED: February 11, 2008

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE